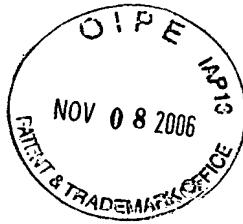


AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
Intellectual Property Administration
P. O. Box 7599
Loveland, Colorado 80537-0599



11-09-06

1/16/06

ATTORNEY DOCKET NO. 10021270-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Valery Kanevsky et al.

Serial No.: 10/682,464

Examiner: Stephen J. Cherry

Filing Date: October 9, 2003

Group Art Unit: 2863

Title: SYSTEMS AND METHODS FOR MEASUREMENT SYSTEM
PERFORMANCE OPTIMIZATION USING MOBILE PROBES

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

Response/Amendment Petition to extend time to respond
 New fee as calculated below Supplemental Declaration
 No additional fee (Address envelope to "Mail Stop Amendments")
 Other: (Fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	53	MINUS	53	= 0	X 50	\$ 0
INDEP. CLAIMS	5	MINUS	5	= 0	X 200	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ 300	\$ 0
EXTENSION FEE	1 ST MONTH 120.00 <input type="checkbox"/>	2 ND MONTH 450.00 <input type="checkbox"/>	3 RD MONTH 1020.00 <input type="checkbox"/>	4 TH MONTH 1590.00 <input type="checkbox"/>	OTHER FEES	\$ 0
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 50-1078. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 50-1078 pursuant to 37 CFR 1.2 5. Additionally please charge any fees to Deposit Account 50-1078 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this transmittal letter is enclosed.

"Express Mail" label no. EV629203385US

Date of Deposit: November 8, 2006

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

Typed Name: Donna Forbit

Signature: Donna Forbit

Respectfully submitted,

Valery Kanevsky et al.

By

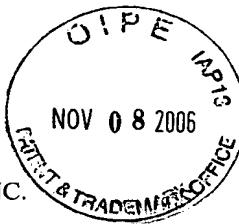
R. Ross Viguet

R. Ross Viguet
Attorney/Agent for Applicant(s)

Reg. No. 42,203

Date: November 8, 2006

Telephone No. 214-855-8185



AGILENT TECHNOLOGIES, INC.
Legal department, DL429
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P. O. Box 7599
Loveland, Colorado 80537-0599

Docket No.: 10021270-1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Valery Kanevsky et al.

Application No.: 10/682,464

Confirmation No.: 9219

Filed: October 9, 2003

Art Unit: 2863

For: **SYSTEMS AND METHODS FOR
MEASUREMENT SYSTEM PERFORMANCE
OPTIMIZATION USING MOBILE PROBES**

Examiner: Stephen J. Cherry

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed October 10, 2006 (Paper No. 20061002), applicant hereby provisionally elects claims 13-53 (Group II) for continued examination, with traverse.

The Examiner has required restriction between Group I (claims 1-12) and Group II (claims 13-53), asserting that the claims are directed to a process and apparatus for its practice. The restriction requirement is improper for at least two reasons.

First, the restriction does not properly show that the groups are directed to a process and apparatus for its practice, as provided in M.P.E.P. §806.05(e). Restriction between groups of claims may be proper if the groups are drawn to distinct inventions, and the inventions are distinct if at least one of the following can be shown: